IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

APPEAL FROM ORDER NO.808 OF 2005

WITH

CIVIL APPLICATION NO.360 OF 2005

Devram Krishna Langote ..Appellant.

Vs.

Smt.Sulabai Murlidhar Lokhande

& Ors. ..Respondents.

...

Mr.N.P.Deshpande for the Appellant.

Mr.Y.S.Jahagirdar, Senior Advocate with

Mr.V.B.Tapkir for Respondent Nos.1 to 6.

...

CORAM : DR.D.Y.CHANDRACHUD, J.

12th December, 2005.

P.C. :

It is common ground between the learned counsel that in the Vahiwat suit that was between the parties, the finding is that the Appellant is

not in possession. In that view of the matter, the interference of this Court with the order of the Trial Judge which was passed over a year ago on 11th October, 2004, declining an application for interim relief is not warranted. The Appeal from Order is dismissed. However, the Learned Trial Judge is requested to set down a time schedule for early disposal of the suit, within a period of six months from the date on which an authenticated copy of this order is produced before him.

In view of the disposal of the Appeal from Order, the Civil Application is rendered infructuous and is accordingly disposed of.